

BEFORE THE PUBLIC SERVICE COMMISSION

OF THE STATE OF DELAWARE

IN THE MATTER OF THE APPLICATION OF)
SUSSEX COUNTY, DELAWARE FOR A)
CERTIFICATE OF PUBLIC CONVENIENCE AND) PSC DOCKET NO. 19-0181
NECESSITY TO PROVIDE WATER SERVICES) ("ELLENDALE WATER
PURSUANT TO 26 DEL. C. § 203C (FILED) DISTRICT")
MARCH 28, 2019))

ORDER NO. 9365

AND NOW, this 2nd day of April 2019, the Delaware Public Service Commission ("Commission") determines and orders the following:

WHEREAS, on March 19, 2019, Sussex County ("County") was ordered by the Commission to send notice of its application for a Certificate of Public Convenience and Necessity ("CPCN") to all landowners of record in the Ellendale Water District (the "proposed service territory") via certified mail, return receipt requested, delivery restricted to addressee; and

WHEREAS, on March 28, 2019, County submitted a form of notice for Commission approval, pursuant to 26 Del. Admin. C. §2002-10.1¹; and

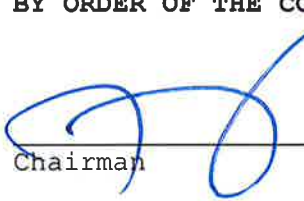
NOW, THEREFORE, IT IS HEREBY ORDERED BY THE AFFIRMATIVE
VOTE OF NO FEWER THAN THREE COMMISSIONERS:

1. Pursuant to 26 Del. C. § 203C(d)(2), the form of notice submitted by Sussex County to notify landowners of record of the proposed service territory is hereby approved. This form of notice is attached as Exhibit "A."

¹ 26 Del. Admin. C. §2002-10.1 provides, in pertinent part, that the notice to be sent to landowners of record in a request premised on 26 Del. C. §203C(d)(2) shall be in a form approved by the Commission.

2. The Commission reserves the jurisdiction and authority to enter such further Orders in this matter as may be deemed necessary or proper.


BY ORDER OF THE COMMISSION:


Chairman


Commissioner


Commissioner


Commissioner


Commissioner

ATTEST:

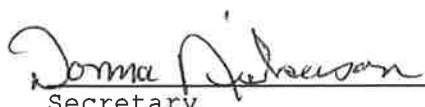

Secretary



EXHIBIT "A"

FORM OF NOTICE SUBMITTED BY SUSSEX COUNTY FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR WATER
SERVICES PREMISED ON 26 *Del. C. § 203C(d) (2)*

ENGINEERING DEPARTMENT

ADMINISTRATION (302) 855-7718
AIRPORT & INDUSTRIAL PARK (302) 855-7774
ENVIRONMENTAL SERVICES (302) 855-7730
PUBLIC WORKS (302) 855-7703
RECORDS MANAGEMENT (302) 854-5033
UTILITY ENGINEERING (302) 855-7717
UTILITY PERMITS (302) 855-7719
UTILITY PLANNING (302) 855-1299
FAX (302) 855-7799



Sussex County

DELAWARE
sussexcountyde.gov
HANS M. MEDLARZ, P.E.
COUNTY ENGINEER
JOHN J. ASHMAN
DIRECTOR OF UTILITY PLANNING

March 28, 2019

[REDACTED]
LINCOLN, DE 19960

SAMPLE

Tax Map & Parcel #: 230-31.00-153.00

Dear [REDACTED]

Sussex County Council established the voter approved Ellendale Water District in September 2018. Delaware State Law requires Sussex County Council to file for a Certificate of Public Convenience and Necessity (CPCN) to legally provide potable water service. You are receiving this letter as the process mandates notification to all landowners within the district.

County records list you as owner(s) of the property identified above which is in the established water district. This letter is to inform you that Sussex County will file an application according to Title 26 Del. C § 203C with Delaware Public Service Commission requesting issuance of a CPCN.

Delaware Department of Health and Social Services (DHSS) has historic results from random sampling events documenting widespread evidence that the water quality in the District does not meet the Safe Drinking Water Act's, primary and secondary standards set for human consumption. Therefore, the County will be filing under the provisions of Title 26 Del. C § 203C (d)(2)a referencing the DHSS documentation.

Should you have any questions regarding this process please contact the Engineering Department at 302-855-7718 for assistance.

Sincerely,

Hans Medlarz P.E.
Sussex County Engineer



COUNTY ADMINISTRATIVE OFFICES
2 THE CIRCLE | PO BOX 589
GEORGETOWN, DELAWARE 19947